

## **CITY UTILITIES COMMITTEE**

### **MINUTES**

**JUNE 15, 2010**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, June 15, 2010 at 10:13 a.m.**, in Committee Room #2. The following members were present:

**The Honorable Natalyn M. Archibong, Chair**  
**The Honorable Howard Shook**  
**The Honorable Yolanda Adrean**  
**The Honorable Aaron Watson**

The following members were present:

**The Honorable Kwanza Hall, Vice-Chair**  
**The Honorable Carla Smith**

Others present at the meeting were: Councilmember Felicia A. Moore, Renee Sheperd and Stefanie Grant, Law Department; Deputy Commissioner Sheila Pierce, Department of Watershed Management; Interim Commissioner Michael Cheyne, Madelyn Grant, Department of Public Works; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 10:13 a.m. after declaring a quorum present. She then proceeded with the following order of business.

**A. ADOPTION OF THE AGENDA - ADOPTED**

**B. APPROVAL OF MINUTES - APPROVED**

**CONSENT**

**C. ORDINANCES FOR FIRST READING**

- 10-O-1058 ( 1)      An Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances, for the Department of Watershed Management Bureau, for the Department of Watershed Management Bureau of Drinking Water; and for other purposes. **(To be advertised for a Public Hearing)**

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

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**ORDINANCES FOR FIRST READING (CONT'D)**

- 10-O-1059 ( 2)     An Ordinance by City Utilities Committee to amend Section 173 (Charges for Sewers laid by Developer for use of Development), Division 2 (Assessments), Chapter 154 (Utilities) Article IV (Sewer Construction and Assessments), of the City Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 48 Erosion Control and Construction Inspection Fees), Article II (Soil Erosion and Sedimentation Control), Chapter 74 (Environment) to impose new fees for Erosion and Sedimentation Plan Review and other reviews; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for Riparian Buffer authorized Encroachment Application Review; and to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for reviews related to Post Development Stormwater Management Plans; and for other purposes. **(To be advertised for a Public Hearing)**

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

**D.     ORDINANCES FOR SECOND READING**

- 10-O-0939 ( 1)     An Ordinance by City Utilities Committee to amend Chapter, Article V, Division IV, Section 297 of the Atlanta City Code of Ordinances, entitled "City of Atlanta Grease Management Ordinance" (§154-297 et seq.) to adjust Wastewater Discharge Permit Fees; and for other purposes. **(To be advertised for a Public Hearing)**  
**(Councilmember Archibong made a motion to hold.)**

**HELD**

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**ORDINANCES FOR SECOND READING (CONT'D)**

- 10-O-0940 ( 2)     An Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code entitled "Sewage Disposal" (§154-196 et seq.); to create a fee for the issuance of an Industrial Wastewater Discharge Permit; to create a fee for Annual Inspections; and for other purposes. **(To be advertised for a Public Hearing)**  
**(Councilmember Archibong made a motion to hold.)**

**HELD**

- 10-O-1165 ( 3)     An Ordinance by Councilmember Howard Shook authorizing the Mayor or his designee to waive the sidewalk requirements of Section 15-09.003 of the City of Atlanta Code of Ordinances, to provide that a certain Subdivision SD-10-07 (678 & 680 Darlington Circle, NE) applicant deposit a dollar amount (\$3,860.00) equal to the value of the required sidewalk construction into a designated Trust Fund Account for District 7; and for other purposes.  
**(Councilmember Ardean made a motion to approve.)**

**FAVORABLE**

**E.     RESOLUTIONS**

- 10-R-1060 ( 1)     A Resolution by City Utilities Committee authorizing the Mayor or his designee to execute Amendment Agreement Number 3 with Tople Construction, Inc., for FC-4943E, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Fairburn Road Sidewalk Project, on behalf of the Department of Public Works, in an amount not to exceed \$280,000.00; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.  
**(Councilmember Shook made a motion to approve.)**

**FAVORABLE**

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**RESOLUTIONS (CONT'D)**

- 10-R-1061 ( 2)     A Resolution by City Utilities Committee authorizing the Mayor or his designee to execute Amendment Agreement Number 4 with Precision 2000, Inc., for FC-4943C, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Metropolitan Parkway Sidewalk Project, on behalf of the Department of Public Works, in an amount not to exceed \$310,538.05; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers listed; and for other purposes.  
**(Councilmember Shook made a motion to approve.)**

**FAVORABLE**

- 10-R-1062 ( 3)     A **Substitute** Resolution by City Utilities Committee authorizing the Mayor to enter into Renewal Agreement No. 2 with Synagro South, LLC., for FC-6007000087, Annual Contract for Bio-Solids Digester Cleaning, Dewatering, Hauling and Disposal Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,225,000.00; all contracted work shall be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes.  
**(Councilmember Shook made a motion to approve on substitute.)**

**FAVORABLE ON SUBSTITUTE**

**F.     PAPERS HELD IN COMMITTEE**

- 10-C-0608 ( 1)     A Communication by Councilmember Joyce M. Sheperd appointing **Ms. Paulette White Scott** to serve as a member of the Keep Atlanta Beautiful Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation. **(Held 4/27/10, awaiting Ms. White Scott to appeal before the committee.)**  
**(Councilmember Shook made a motion to approve.)**

**FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 10-O-0805 ( 2)     An Ordinance by City Utilities Committee to authorize the revision in Application Fees for the abandonment of public streets pursuant to the provision of Chapter 138, Section 138-9 and Appendix B of the Code Of Ordinances, City of Atlanta, Georgia; and for other purposes. **(Public Hearing held 5/27/10)**  
**(Councilmember Watson made a motion to approve. The motion to approve failed 1 yea, 2 nays & 1 abstention.)**  
**The committee lost a quorum at this point.**

**ADVERSE**

- 10-O-0808 ( 3)     An Ordinance by City Utilities Committee to amend Article II of Chapter 74 entitled "Soil Erosion and Sedimentation Control" (§74-36 et seq.) to comply with the requirements of the Georgia Erosion and Sedimentation Act of 1975 (O.C.G.A. §12-7-1 et seq.); to incorporate the requirements of the National Pollutant Discharged Elimination System; to clarify the regulation of ephemeral streams; and for other purposes. **(Held 6/1/10 at the request of the Department of Watershed Management.)**
- 10-O-0904 ( 4)     An Ordinance by City Utilities Committee to authorize the revision in permit fees for Encroachments pursuant to the provisions of Chapter 138, Section 138-20 and Appendix B of the Code of Ordinances, City of Atlanta, Georgia; to add an Annual Inspection Fee to all Encroachment Agreements; and for other purposes. **(Public Hearing held 5/27/10)**
- 10-O-0905 ( 5)     An Ordinance by City Utilities Committee to authorize the revision of Annual Fees for Recycling pursuant to the provisions of Chapter 130, Section 130-82 and Appendix B of the Code of Ordinances, City of Atlanta, Georgia; and for other purposes. **(Public Hearing held 5/27/10)**

**G.     REQUESTED ITEMS**

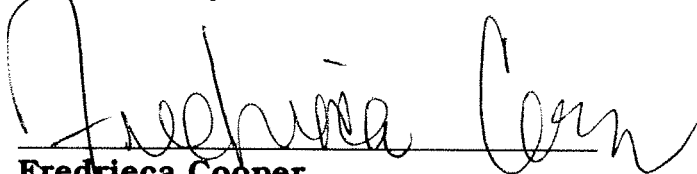
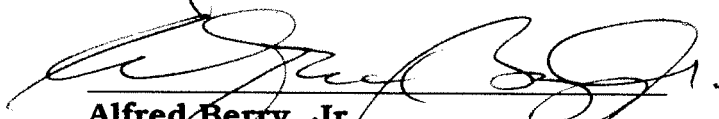
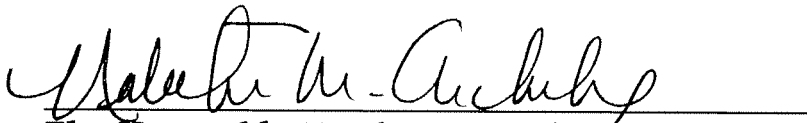
1.     Councilmember Archibong made a request to receive periodic update on the Water Tank Painting and Structural Repair from the Department of Watershed Management. **First Report due on August 31, 2010.**

**PAPERS HELD IN COMMITTEE (CONT'D)**

2. Councilmember Adrean requested the Department of Public Works provide her with comparison rates from the metro Atlanta counties for items 10-O-0904 and 10-O-0905.

**Because of a lack of a quorum the committee meeting ended at 11:05 a.m.**

**Respectfully Submitted:**

  
**Fredrica Cooper**  
**Legislative Assistant**  
**Alfred Berry, Jr.**  
**Research and Policy Analyst**  
**The Honorable Natalyn M. Archibong, Chair**  
**City Utilities Committee**